



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2013 REGULAR SESSION

HOUSE BILL NO. 182

AS ENACTED

MONDAY, MARCH 11, 2013

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DATE March 21, 2013
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ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

1 AN ACT relating to school funding.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 → Section 1. KRS 157.350 is amended to read as follows:

4 Each district which meets the following requirements shall be eligible to share in the
5 distribution of funds from the fund to support education excellence in Kentucky:

6 (1) Employs and compensates all teachers for not less than one hundred eighty-five
7 (185) days. The Kentucky Board of Education, upon recommendation of the
8 commissioner of education, shall prescribe procedures by which this requirement
9 may be reduced during any year for any district which employs teachers for less
10 than one hundred and eighty-five (185) days, in which case the eligibility of a
11 district for participation in the public school fund shall be in proportion to the
12 length of time teachers actually are employed;

13 (2) Operates all schools for a term as provided in KRS 158.070 and administrative
14 regulations of the Kentucky Board of Education. If the school term is less than one
15 hundred eighty-five (185) days for any reason not approved by the Kentucky Board
16 of Education on recommendation of the commissioner, the eligibility of a district
17 for participation in the public school fund shall be in proportion to the length of
18 term the schools actually operate;

19 (3) Compensates all teachers on the basis of a single salary schedule and in conformity
20 with the provisions of KRS 157.310 to 157.440;

21 (4) Includes no nonresident pupils in its average daily attendance, except~~as follows~~:

22 (a) 1. Pupils listed under a written agreement, which may be for multiple
23 years, with the district of the pupils' legal residence.

24 2. If an agreement cannot be reached, either board may appeal to the
25 commissioner for settlement of the dispute.

26 3.~~[(b)]~~ The commissioner shall have thirty (30) days to resolve the
27 dispute. Either board may appeal the commissioner's decision to the

1 Kentucky Board of Education.

2 ~~4.{{e}}~~ The commissioner and the Kentucky Board of Education shall
 3 consider the factors affecting the districts, including but not limited to
 4 academic performance and the impact on programs, school facilities,
 5 transportation, and staffing of the districts.

6 ~~5.{{d}}~~ The Kentucky Board of Education shall have sixty (60) days to
 7 approve or amend the decision of the commissioner; and

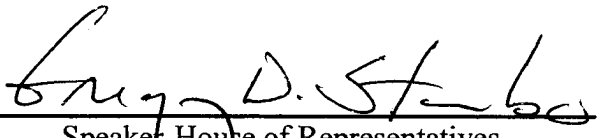
8 (b) A nonresident pupil who attends a district in which a parent of the pupil is
 9 employed. All tuition fees required of a nonresident pupil may be waived for
 10 a pupil who meets the requirements of this paragraph.

11 This subsection does not apply to those pupils enrolled in an approved class
 12 conducted in a hospital and pupils who have been expelled for behavioral reasons
 13 who shall be counted in average daily attendance under KRS 157.320;


14 (5) Any secondary school which maintains a basketball team for boys for other than
 15 intramural purposes, shall maintain the same program for girls;

16 (6) Any school district which fails to comply with subsection (5) of this section shall be
 17 prohibited from participating in varsity competition in any sport for one (1) year.

18 Determination of failure to comply shall be made by the Department of Education
 19 after a hearing requested by any person within the school district. The hearing shall
 20 be conducted in accordance with KRS Chapter 13B. A district under this subsection
 21 shall, at the hearing, have an opportunity to show inability to comply.




Speaker-House of Representatives



President of Senate

Attest: 

Chief Clerk of House of Representatives

Approved 

Governor

Date 3-21-13